

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Planning and Building	(2) MEETING DATE 2/28/2012	(3) CONTACT/PHONE Stephanie Fuhs, Planner III/ (805)781-5721	
(4) SUBJECT Submittal of a resolution approving Amendment No. 1 to Open-Space Agreement Granting an Open Space Easement to the County of San Luis Obispo with Kay Williams, Trustee of the Kay Williams Revocable Trust dated October 1, 1997, Supervisorial District #4			
(5) RECOMMENDED ACTION Adopt and instruct the Chairperson to sign the resolution approving and accepting Amendment No. 1 to Open-Space Agreement Granting an Open Space Easement to the County of San Luis Obispo with Kay Williams, Trustee of the Kay Williams Revocable Trust dated October 1, 1997.			
(6) FUNDING SOURCE(S) Current Budget	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation (Time Est. _____) <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A		(12) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A	
(13) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(14) W-9 <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	
(15) LOCATION MAP Attached	(16) BUSINESS IMPACT STATEMENT? No	(17) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date _____	
(18) ADMINISTRATIVE OFFICE REVIEW			
(19) SUPERVISOR DISTRICT(S) District 4 -			

County of San Luis Obispo



TO: Board of Supervisors

FROM: Planning and Building / Stephanie Fuhs, Planner III

DATE: February 28, 2012

SUBJECT: Submittal of a resolution approving Amendment No. 1 to Open-Space Agreement Granting an Open Space Easement to the County of San Luis Obispo with Kay Williams, Trustee of the Kay Williams Revocable Trust dated October 1, 1997, Supervisorial District #4

RECOMMENDATION

Adopt and instruct the Chairperson to sign the resolution approving and accepting Amendment No. 1 to Open-Space Agreement Granting an Open Space Easement to the County of San Luis Obispo with Kay Williams, Trustee of the Kay Williams Revocable Trust dated October 1, 1997.

DISCUSSION

Attached is an amendment to the previously recorded open space agreement which was required as a condition of approval for Parcel Map CO 01-0399. The amendment clarifies that the owner is not prohibited from grading or otherwise using the open space restricted area for agricultural purposes (e.g., using the open space land for planting and growing citrus or avocado trees).

The original project was a Vesting Tentative Parcel Map to subdivide an existing 228 acre parcel into two parcels of approximately 44 and 184 acres each using the Transfer of Development Credits (TDC) program. The project is located at 111 E. El Campo Road, on the southeast corner of El Campo and Los Berros Roads, in the South County planning area. The map and original open space agreement recorded on September 25, 2008 (Document Numbers 2008-048074 and 2008-048075 respectively).

The area contained within the open space easement is 167.9 acres. The total project site is 228.35 acres.

The attached open space agreement is found to be consistent with the County's general plan.

OTHER AGENCY INVOLVEMENT/IMPACT

County Counsel prepared the agreements and approved the resolutions and documents as to form and legal effect.

FINANCIAL CONSIDERATIONS

None.

RESULTS

Approving and accepting the amended open space agreement allow the owner to use the open space area for agricultural purposes while continuing the original agreement in full force and effect.

ATTACHMENTS

Attachment A - Resolution
Attachment B - Open Space Agreement
Attachment C - Vicinity Map
Attachment D - Site Plan